

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
FEBRUARY 25, 2003 - 7:00 P.M.**

A. CALL TO ORDER

Mayor Rodney G. Nauert called the regular meeting of the City Council of the City of Copperas Cove, Texas to order at 7:10 p.m.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Smith gave the Invocation, and led the Pledge of Allegiance.

C. ROLL CALL

ALSO PRESENT

Bradi D. Diaz
Ray Don Clayton
John F. Gallen
Charlotte Heinze
Fred Harris (absent)
Bud Owsley
Annabelle Smith

Steven Alexander, City Manager
Pamela J. Russell, City Secretary
James R. Thompson, Interim City Attorney

D. ANNOUNCEMENTS

Mayor Nauert

- Thank you to the Street Department for taking care of sanding the streets today due to the icy road conditions. The street department had to work long hours, and their hard work was very much appreciated.

Council Member Smith

- Thanks to the Parks and Recreation Department for all their hard work organizing the Purple Heart ball that was held at the Civic Center on Saturday evening. It was a wonderful Ball.
- March 22nd Copperas Cove will be celebrating its 124th Birthday in Downtown Copperas Cove.

Council Member Owsley

- Friday, February 28th the "God Bless America", "God Bless our Troops" Rally will be held at the Lea Ledger Auditorium starting at 7 p.m. Everyone is invited to attend.

Council Member Heinze

- Thanks to the Texas Municipal League for organizing the Youth Summit to be held in Killeen this coming Saturday.

Council Member Clayton

- The "God Bless America", "God Bless our Troops Rally" will be held on Friday, February 28th at the Lea Ledger Auditorium.

City Secretary, Pamela Russell

- Remember to Register to Vote! The deadline to register to vote is April 3, 2003, in order to be eligible to vote in the May 3, 2003, General and Special City Elections. All registered voters should be in possession of an orange colored card issued in 2002. Post card voter registration applications are available at City Hall, the Public Library, and County Annex. For additional information, please contact the Voter Registrar at 865-5911 Ext. 231

Council Member Clayton asked for information regarding Lampasas County voter registrations. City Secretary, Pamela Russell said she would have that information for the next council meeting.

E. PUBLIC RECOGNITION – None.

F. CITIZEN'S FORUM citizens are allowed to speak on any matter other than personnel matters, matters under litigation, or matters on the regular agenda, for a length of time not to exceed five minutes per person. Thirty minutes total has been allotted for this section.

No one spoke at Citizen's Forum.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from February 4, 2003 Regular City Council Meeting, and February 11, 2003 Special Meeting. **Pamela J. Russell, City Secretary**

2. Consideration and action on Resolution No. 2003-03 Urging the Texas Congressional Delegation to support funding for President Bush's \$3.5 Billion First Responder Initiative during the 108th Session of Congress. **Bruce Woods, Fire Chief**

3. Consideration and action on approval of Resolution No. 2003-04 amending authorized Texas Local Government Investment Pool (TexPool) representatives for the City of Copperas Cove. **Robert Camareno, Assistant City Manager/Director of Finance**

4. Consideration and action on authorizing the award of Bid No. 2003-08-53, 2003 Street Seal Coating Project, and authorizing the City Manager to execute a contract in the amount of \$135,092.16 with Joe Richards, Inc. **Paul M. Boyer, P.E., City Engineer**

Mayor Nauert announced item G-5 was pulled from the agenda.

5. Consideration and action on authorizing the award of Bid No. 2003-09-53, 2003 Street HMAC Overlay Project, and authorizing the City Manager to execute a contract in the amount of \$58,504.65 with Odell Geer Construction Co., Inc. **Paul M. Boyer, P.E., City Engineer**

6. Consideration and action on awarding Bid No. 2003-10-53 for the purchase of a Chassis Mounted Asphalt Distributor from Conley-Lott Nichols in the amount of \$65,828.00. **Paul M. Boyer, P.E., City Engineer**

Council Member Gallen made a motion to approve consent items 1,2,3,4, and 6. Council Member Owsley seconded the motion and with a unanimous vote, motion carried.

The Resolution captions read as follows:

RESOLUTION NO. 2003-03

A RESOLUTION URGING THE TEXAS CONGRESSIONAL DELEGATION TO SUPPORT FUNDING FOR PRESIDENT BUSH'S \$3.5 BILLION FIRST RESPONDER INITIATIVE DURING THE 108TH SESSION OF CONGRESS

RESOLUTION NO. 2003-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, CORYELL COUNTY, TEXAS, AMENDING AUTHORIZED TEXPOOL REPRESENTATIVES FOR THE CITY OF COPPERAS COVE

H. **PUBLIC HEARINGS/ACTION** – None.

I. ACTION ITEMS

1. Consideration and action on authorizing the City Manager to execute an Inter-Local Agreement between the City of Copperas Cove and Central Texas Council of Governments for a household hazardous waste clean-up event. **Richard Davis, Director of Solid Waste**

Council Member Diaz made a motion to approve the item as presented. Council Member Heinze seconded the motion, and with a unanimous vote, motion carried.

2. Consideration and action on authorizing the City Manager to execute an Inter-Local Agreement between the City of Copperas Cove and Coryell County for fire fighting and fire department protection services to unincorporated areas of Coryell County. **Bruce Woods, Fire Chief**

Council Member Heinze made a motion to approve the item as presented. Council Member Gallen seconded the motion, and with a unanimous vote, motion carried.

3. Consideration and action on authorizing the City Manager to execute an agreement for a golf cart lease between the City of Copperas Cove / Hills of Cove Golf Course and Club Car Inc. **Darrell Eshelman, Head Golf Professional**

Council Member Owsley made a motion to approve the item as presented. Council Member Heinze seconded the motion, and with a unanimous vote, motion carried.

4. Consideration and action on authorizing street closures during calendar year 2003 for the Copperas Cove Downtown Association, Copperas Cove Chamber of Commerce and Visitors Bureau and Olan Forest Smith, VFW Post No. 8577 and Ladies Auxillary. **Tim Molnes, Police Chief**

Council Member Gallen made a motion to approve the item as presented. Council Member Clayton seconded the motion, and with a unanimous vote, motion carried.

5. Consideration and action on approving the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2002. **Robert Camareno, Assistant City Manager/Director of Finance**

Council Member Owsley made a motion to approve the item as presented. Council Member Gallen seconded the motion, and with a unanimous vote, motion carried.

Robert Camareno, Assistant City Manager / Director of Finance stated the City received an unqualified opinion from the auditors which is basically the best rating a city can receive.

6. Consideration and action on Resolution No. 2003-05 declaring the necessity to acquire a permanent waterline easement consisting of 0.964 acre and a temporary construction easement consisting of 2.430 acres across property owned by Freddie A. Dewald; authorizing the City Manager to continue to negotiate the acquisition of the waterline easement and temporary construction easement; and authorizing the Interim City Attorney to institute condemnation proceedings to acquire the waterline easement and temporary construction easements. **James R. Thompson, Interim City Attorney**

Council Member Gallen made a motion to approve the item as presented. Council Member Smith seconded the motion.

Council Member Gallen withdrew his motion. Council Member Smith withdrew her second.

Mayor Nauert announced the Regular Session of the meeting adjourned at 7:28 p.m.

M. EXECUTIVE SESSION

1. Pursuant to §551.074 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to discuss personnel matters.

2. Pursuant to §551.072 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to deliberate on the purchase, exchange, lease, or value of real property.

3. Pursuant to §551.071 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to deliberate on pending or contemplated litigation:

a. City of Copperas Cove v. Kempner Water Supply Corporation

N. RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ANY ITEMS POSTED AND LEGALLY DISCUSSED IN EXECUTIVE SESSION

Mayor Nauert reopened the Regular session of the meeting at 8:40 p.m.

Mayor Nauert announced Executive Session items M1 and M3 were for information purposes only, and no action would be taken.

6. Consideration and action on Resolution No. 2003-05 declaring the necessity to acquire a permanent waterline easement consisting of 0.964 acre and a temporary construction easement consisting of 2.430 acres across property owned by Freddie A. Dewald; authorizing the City Manager to continue to negotiate the acquisition of the waterline easement and temporary construction easement; and authorizing the Interim City Attorney to institute condemnation proceedings to acquire the waterline easement and temporary construction easements. ***James R. Thompson, Interim City Attorney***

Council Member Gallen made a motion to approve item I-6 as presented. Council Member Heinze seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follows:

RESOLUTION NO. 2003-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, DECLARING THE NECESSITY TO ACQUIRE A WATERLINE EASEMENT CONSISTING OF 0.964 ACRE AND 2.430 ACRES TEMPORARY CONSTRUCTION EASEMENT; PART OF THE WILLIAM P. HARDEMANN SURVEY, ABSTRACT NO. 454, CORYELL COUNTY, TEXAS; AND BEING ACROSS PART OF A 228.07 ACRES TRACT OF LAND DESCRIBED IN A DEED TO FREDDIE A. DEWALD, ET UX, AS RECORDED IN VOLUME 189, PAGE 564 OF THE DEED RECORDS OF CORYELL COUNTY, TEXAS; AUTHORIZING THE CITY MANAGER TO CONTINUE TO NEGOTIATE THE ACQUISITION OF THE WATERLINE EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT; AND AUTHORIZING THE CITY ATTORNEY TO INSTITUTE CONDEMNATION PROCEEDINGS TO ACQUIRE THE WATERLINE AND TEMPORARY CONSTRUCTION EASEMENTS.

J. STAFF REPORTS

1. Financial Report for the month ended November 30, 2002. ***Robert Camareno, Assistant City Manager/ Director of Finance***

This item was pulled from the agenda.

2. Report on New Coryell County Fire Truck. <i>Bruce Woods, Fire Chief</i>

Bruce Woods, Fire Chief gave a report on the new Coryell County Fire truck.

K. REPORTS OF ADVISORY COMMITTEES AND BOARDS

1. Regional Family Support Committee Report. <i>Bradi Diaz, Mayor Pro Tem</i>
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Bradi Diaz, Mayor Pro Tem gave a report on the Family Support Committee which included the following information:

On December 18, 2002, the City of Killeen hosted a meeting and invited area Mayors and City Managers, the subject was to discuss the impending mass deployment of soldiers and what the local communities could do to show support for our soldiers and their families. It was decided a regional effort approach would be most effective with area Cities appointing a representative to serve on a Mayor's Task Force. I was appointed by the Mayor to serve on the task force representing the City of Copperas Cove and the Chamber and subsequently asked to serve as chairman.

Currently our purpose is to serve as the POC for the office of the Garrison Commander and the Director of Community Activities in organizing regional community support for families of deployed soldiers. Long-term it is believed this committee will continue to organize regional community support for the needs of our soldiers (Heart of Texas Defense Alliance - BRAC).

Developing Programs –

1. This committee will work closely with the Family Assistance Center on Fort Hood providing whatever assistance deemed necessary.
2. The committee hopes to organize community support for the Family Readiness Groups (FRG's). It has been suggested civic organizations can adopt an FRG providing meeting facilities free of charge, refreshments for meetings, hosting potluck dinners or a picnic in the park. We want to promote a sense of community belonging for military families.
3. Each area Chamber of Commerce is developing incentive programs to encourage families of deployed soldiers to stay here. Through their membership they will offer free or discounted goods and services to assist those families.

It is the intent of this task force to help organize and stream line community support for our region. We are at the disposal of the office of the Garrison Commander and the Department of Community Activities. We encourage any civic organization, community interest group or faith-based organization that would like to help in our endeavors to contact the Copperas Cove Chamber of Commerce.

L. ITEMS FOR FUTURE AGENDAS

Council Member Gallen – Workshop forming a Code of Ordinances Review Committee.

O. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:55 p.m.

Rodney G. Nauert, Mayor

ATTEST:

Pamela J. Russell, TRMC, City Secretary